**UNITED STATES DISTRICT COURT**
**DISTRICT OF NEVADA**

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| 1ST MEDIA, LLC<br>Plaintiff,<br>vs.<br><br>NAPSTER, INC., ET AL<br>Defendant(s). | ) | Case # 2:07-CV-00056<br><br>**VERIFIED PETITION FOR PERMISSION TO PRACTICE IN THIS CASE ONLY BY ATTORNEY NOT ADMITTED TO THE BAR OF THIS COURT AND DESIGNATION OF LOCAL COUNSEL**<br><br>EFFECTIVE JUNE 1, 2004<br>FILING FEE IS $175.00 |

Jonathan T. Suder, Petitioner, respectfully represents to the Court:

1. That Petitioner resides at Fort Worth (city), Tarrant County (county), Texas (state).

2. That Petitioner is an attorney at law and a member of the law firm of Friedman, Suder & Cooke with offices at 604 East Fourth Street, Suite 200 (street address), Fort Worth (city), 76102 (zip code), 817-334-0400 (area code + telephone number). suder@fsclaw.com *(Email address)*

3. That Petitioner has been retained personally or as a member of the law firm by 1st Media, LLC [client(s)] to provide legal representation in connection with the above-entitled case now pending before this Court.

4. That since 11/02/1984 (date), Petitioner has been and presently is a member in good standing of the bar of the highest Court of the State of Texas (state) where Petitioner regularly practices law.

5. That Petitioner was admitted to practice before the following United States District Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts of other States on the dates indicated for each, and that Petitioner is presently a member in good standing of the bars of said Courts.

| Court | Date Admitted | *Bar Number* |
|---|---|---|
| State Bar of Texas | 11/02/1984 | 19463350 |
| ~~U.S. District Court, Northern District of Texas~~ | ~~12/17/1984~~ | |
| U.S. District Court, Eastern District of Texas | 02/23/2004 | |
| U.S. District Court, Southern District of Texas | 1984 | |
| ~~U.S. Court of Appeals, Fifth Circuit~~ | ~~1985~~ | |
| U.S. District Court, District of Colorado | 03/14/2002 | |
| U.S. District Court, Federal Circuit | 08/06/2002 | |
| U.S. District Court, Western District of Texas | 2000 | |
| ~~U.S District Court, District of Arizona~~ | ~~1990~~ | |
| U.S Court of Appeals, Ninth Circuit | 1985 | |
| United States Supreme Court | 1991 | |
| United States Court of Federal Claims | 2006 | |

6. That there are or have been no disciplinary proceedings instituted against petitioner, nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory or administrative body, or any resignation or termination in order to avoid disciplinary or disbarment proceedings, except as described in detail below:

None.

7. That Petitioner has never been denied admission to the State Bar of Nevada. (Give particulars of ever denied admission):

______________________________________________

______________________________________________

______________________________________________

8. That Petitioner is a member of good standing in the following Bar Associations:

State Bar of Texas

______________________________________________

______________________________________________

9. Petitioner or any member of Petitioner's firm (or office if firm has offices in more than one city) with which Petitioner is associated has/have filed application(s) to appear as counsel under Local Rule IA 10-2 during the past three (3) years in the following matters:

| Date of Application | Cause | Title of Court Administrative Body or Arbitrator | Was Application Granted or Denied |
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(If necessary, please attach a statement of additional applications)

10. Petitioner consents to the jurisdiction of the courts and disciplinary boards of the State of Nevada with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the State Bar of Nevada.

11. Petitioner agrees to comply with the standards of professional conduct required of the members of the bar of this court.

12. Petitioner has disclosed in writing to the client that the applicant is not admitted to practice in this jurisdiction and that the client has consented to such representation.

That Petitioner respectfully prays that Petitioner be admitted to practice before this Court FOR THE PURPOSES OF THIS CASE ONLY.

Petitioner's Signature

STATE OF Texas )
)
COUNTY OF Tarrant )

Jonathan T. Suder, Petitioner, being first duly sworn, deposes and says: That the foregoing statements are true.

Petitioner's Signature

**DESIGNATION OF RESIDENCE ATTORNEY ADMITTED TO THE BAR OF THIS COURT AND CONSENT THERETO.**

Pursuant to the requirements of the Local Rules of Practice for this Court, the Petitioner believes it to be in the best interests of the client(s) to designate L. Kristopher J. Rath, Attorney at Law, member of the State of Nevada and previously admitted to practice before the above-entitled Court as associate residence counsel in this action. The address of said designated Nevada counsel is:

Hutchinson & Steffen, Peccole Professional Park, 10080 Alta Drive, Suite 200, Las Vegas, Nevada 89145, (702) 385-2500

(Street, City, State, Zip Code and Telephone No.)

By this designation the petitioner and undersigned party(ies) agree that this designation constitutes agreement and authorization for the designated resident admitted counsel to sign stipulations binding on all of us.

**APPOINTMENT OF DESIGNATED RESIDENT NEVADA COUNSEL**

The undersigned party(ies) appoints Kristopher L. Rath as his/her/their Designated Resident Nevada Counsel in this case.

______________________________
(Party signature)

______________________________
(Party signature)

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(Party signature)

**CONSENT OF DESIGNEE**

The undersigned hereby consents to serve as associate resident Nevada counsel in this case.

______________________________ 5749
Designated Resident Nevada Counsel Bar number

APPROVED:

Dated: this ______ day of ________________, 20___.

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UNITED STATES DISTRICT JUDGE